IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE V.RAMKUMAR

TUESDAY, THE 9TH JANUARY 2007 / 19TH PAUSHA 1928

Bail Appl..No. 60 of 2007()

OR.112/06 OF ADOOR EXCISE RANGE.

: PETITIONER/ACCUSED 1

SADANANDAN, S/O.KESAVAN,
SARALABHAVANAM, EZHAMKULAM MURI,
ADOOR.

BY ADV. SRI.K.SASIKUMAR

RESPONDENT: COUNTER PETITIONER

STATE OF KERALA, REPRESENTED BY
THE PUBLIC PROSECUTOR, HIGH COURT OF KERALA,
ERNAKULAM.

BY PUBLIC PROSECUTOR SHRI P.N.SUKUMARAN

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 09/01/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

V. RAMKUMAR, J.

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BAIL APPLICATION NO. 60 OF 2007

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DATED THIS THE 9th DAY OF JANUARY, 2007

O R D E R

Petitioner who is the first accused in O.R.No.12/06 of Adoor Excise Range for an offence punishable under section 55(a) of the Abkari act for allegedly having been found in joint possession of 105 litres of spirit on 30.11.2006 and who was arrested on the same day, seeks his enlargement on bail.

2. Learned Public Prosecutor opposed the application.

3. It is too early to accept the petitioner's contention that he was only a visitor of the house belonging to his son-in-law and that he is not guilty of the offence alleged against him.

4. I am not satisfied that both the grounds enumerated under Clause (b)(ii) of Sec.41 A of the Abkari Act are present in this case so as to justify the release of the petitioner on bail.

This application is accordingly dismissed.

V.RAMKUMAR, JUDGE.

dsn/-